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DEC 02 2004
PATENT & TRADEMARK OFFICE
U.S.

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q69010

Kenji MIYANISHI, et al.

Appln. No.: 10/088,301

Group Art Unit: 1615

Confirmation No.: 1176

Examiner: Rachel M. Bennett

Filed: March 18, 2002

For: FUNCTIONAL FOODS AND COSMETICS CONTAINING SPHINGOGLYCOLIPIDS
AND METHOD OF PRODUCING THE SAME

STATEMENT UNDER 37 C.F.R. § 1.704(d)

FILED

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

APR 28 2004

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was cited in a communication from a foreign patent office in a counterpart foreign application, and that the communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

Abraham J. Rosner
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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: April 28, 2004

PATENT APPLICATION

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STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

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B/EP



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**REQUEST FOR RETURN OF INITIALED FORM
PTO/SB/08 A & B (modified) UNDER 37 C.F.R. § 1.312**

MAIL STOP ISSUE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application was allowed on November 18, 2004.

Applicants respectfully request the Examiner to return an initialed copy of Form PTO/SB/08 A & B (modified) for the Information Disclosure Statement filed April 28, 2004. A copy of the Information Disclosure Statement, Form PTO/SB/08 A & B (modified) and filing receipt bearing the USPTO date stamp of April 28, 2004, are submitted herewith.

Respectfully submitted,

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23373

CUSTOMER NUMBER

Date: December 2, 2004



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FILING RECEIPT
PLEASE DATE STAMP AND RETURN US - BOX 235X

In re application of

Kenji MIYANISHI, et al.

Appln. No.: 10/088,301

Confirmation No.: 1176

Filed: March 18, 2002



Group Art Unit: 1615

Examiner: Rachel M. Bennett

For: FUNCTIONAL FOODS AND COSMETICS CONTAINING SPHINGOGLYCOLIPIDS AND
METHOD OF PRODUCING THE SAME

PAPER(S) FILED ENTITLED:

1. Information Disclosure Statement (with a copy of Communication from a foreign patent office (Chinese Office Action for Chinese Patent Application No. 01802810.1 dated April 2, 2004), three (3) references and PTO/SB/08 A & B (modified))
2. Statement Under 37 C.F.R. § 1.97(e)
3. Statement Under 37 C.F.R. § 1.704(d)

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ATTORNEY/SEC: AJR/mld
Date Filed: April 28, 2004

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